

The City Council of the City of Tuskegee met in regular session on Tuesday, October 27, 2015 at 6:00 P.M. in the L.M. Gregg Auditorium at the Municipal Complex located at 101 Fonville Street.

1. **CALL TO ORDER.** *Mayor Johnny Ford.*
2. **INVOCATION.**
3. **PLEDGE OF ALLEGIANCE.** Repeated in Unison.
4. **ROLL CALL.** *Fartima B. Clark, City Clerk.*

PRESENT

Mayor Johnny Ford
Mayor Pro-Tempore Lawrence F. Haygood, Jr.
Councilwoman Georgette White Moon
Councilwoman Ala Whitehead
Councilman Frank Christopher Lee, II

This record reflects that all members of the Council were present for this meeting.

5. **APPROVAL OF AGENDA.**

Motion was made by Mayor Pro-Tempore Haygood to accept and approve the amended agenda with the following additions: Ms. Dyann Robinson and Ms. N.Y. Nathiri, the Executive Director of the famous Zora Neale Hurston Festival in Eatonville, Florida, and a member the Historic Black Towns and Settlements Alliance (HBTSA). Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

6. **APPROVAL OF MINUTES.** *October 13, 2015*

Motion was made by Council Member Moon to accept and approve the minutes as circulated with the necessary changes and/or corrections. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7. **CITIZEN'S COMMUNICATIONS:**

1. Jacqueline Gullette RE: She wanted to go on the record requesting Council to take a look an increase for the Public Works Department
2. James Harris RE: One-time Cost of Living Increase for retirees
3. Dr. Elaine C. Harrington RE: Thanks & Commendations to the Public Works Dept. and supports giving an increase in the Public Works Dept.

8. **MAYOR'S COMMUNICATIONS.** *Mayor Johnny Ford*

- A. City Council Work Session.
- B. Public Radio: WUBTZ 100.7 FM
- C. Announcements.

During this portion of the City Council Meeting, Ms. Dyann Robinson introduced the members of the Historic Preservation Commission that were present:

Dr. Elaine Harrington
Febru Holston
Superintendent, Sandy Taylor
Marie Lyles
Lanice Middleton
Inez Pinkard

Amelia Peterson
Dr. William Lennard
Lawrence F. Haygood, Jr., Mayor Pro-Tempore
Frank Christopher Lee, II, Council Member
Johnny Ford, Mayor

Ms. Dyann Robinson also introduced the special guests listed below. These guests will serve as Consultants to assist with getting a grant to help with the financing of Cultural Tourism:

Ms. N.Y. Nathiri and Ms. Deborah Guglielmo, President Guglielmo & Associates, Inc., Museum and Exhibitions Designers, Planners & Consultants

9. **SGA /OTHER AGENCIES, ETC. COMMUNICATIONS.**

- Red Planes Studios Proposal

10. **CITY MANAGER'S COMMUNICATIONS.** James Harper, City Manager.

- A. Council Updates / Concerns.
- B. Street Maintenance Activities.
- C. Financial Report.

Motion was made by Mayor Pro-Tempore Haygood to receive the financial report as presented. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- D. Tobacco Tax Ordinance. (Cigar Tax Adjustments)
- E. Rerouting Chappie James Truck Traffic.
- F. Airport Pre-Application to FAA. (Airport Terminal)

Motion was made by Mayor Pro-Tempore Haygood to authorize the submittal of the pre-application for airport improvements to FAA. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- G. Authorizing Separate Account at Liberty Bank: 2% Sales Tax Funds
- H. Houston-Galveston Area Council (HGAC) Contract: Fire Truck

Motion was made by Mayor Pro-Tempore Haygood to authorize the execution of the contract with Houston-Galveston Area Council (HGAC) to take bids for the fire truck. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

- I. Head Start Report:
 - 1. Executive Director's Report (Sept. 2015)
 - 2. Revenue & Expenditure Report including Credit Card Report (Sept. 2015)
 - 3. Monthly Summary of Meals & Snacks Provided through USDA (Sept. 2015)
 - 4. Enrollment & Attendance Report
 - 5. 2015 Community Assessment (Full Blown)

6. FYI: Information Memorandums:
- Supervision and Transition
 - Mandated Reporting of Child Abuse and Neglect

Motion was made by Council Member Moon to receive the Head Start Report as presented. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Motion was made by Council Member Moon to receive the 2015 Community Assessment (Full Blown) as presented by and recommended by Ms. Nannette Phillips, Head Start Director. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

J. Announcements:

- ALM Mayors and Managers Summit, December 3, 2015 Montgomery, Alabama
- 2016 ALM Convention to be held May 14-17, 2015 in Huntsville, Alabama; Hotel Reservations open on Wednesday, October 28, 2015
- Wednesday, October 28, 2015 at 5:00 PM there will be a Landlord Meeting combined with UBT to discuss building codes and the inspection process and to get input from landlord in the L.M. Gregg Auditorium at the Municipal Complex

11. **ORDINANCES:**

A. Ordinance No. 2015-7. Rezoning property at 102 Foye Street, Tuskegee, Alabama from R1- Single Family Dwelling to R3 Multiple Single Family Dwelling on one parcel. (1st Reading)

Motion was made by Council Member Moon to accept ordinance number 2015-7 as stated for 1st reading. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

B. Ordinance No. 2015-8. Tobacco Tax Ordinance. (Cigar Tax Adjustments) (1st Reading)

Motion was made by Mayor Pro-Tempore Haygood to accept ordinance number 2015-8 as stated for the 1st reading adjusting the cigar tax. Council Member Whitehead seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

C. Ordinance No. 2015-9. Rerouting Chappie James Truck Traffic. (1st Reading)

Motion was made by Mayor Pro-Tempore Haygood for council to suspend the rules to take immediate action on Ordinance No. 2015-9 rerouting the Chappie James Truck Traffic. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Motion was made by Mayor Pro-Tempore Haygood to approve Ordinance 2015-9 for adoption as stated and amending it to remove: "no large vehicles" and add "no trucks" from section 2 and in section 3 clarifying that pickup trucks, tour buses, local delivery trucks, dump trucks and garbage trucks are excluded. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

ORDINANCE NO. 2015-9

BE IT ORDAINED by the City Council of the City of Tuskegee, Alabama as follows:

Section 1. Chappie James Drive, located within the city limits in Tuskegee, Alabama, is a residential area and not suitable for trucks and other large vehicles.

Section 2. Chappie James Drive shall no longer be a truck route in the City of Tuskegee and the same is hereby designated as a "No-Trucks" street in Tuskegee, Alabama.

Section 3. As used in this section, the term "truck" shall include, but not be necessarily limited to trailers and truck trailers with trailer attached, but shall not include pickup trucks, tour buses, local delivery trucks, dump trucks, and garbage trucks.

Section 4. No person shall drive, operate or park any truck on Chappie James Drive except that such vehicle is delivered to or upon said street or a secondary street that intersects with or within ¼ mile of said street; rather, all such persons and vehicles shall drive on other truck routes in the City of Tuskegee, if designated or otherwise within Macon County, Alabama.

SECTION 5. Any Ordinance heretofore adopted by the City Council of the City of Tuskegee, Alabama which is in conflict with this Ordinance is hereby repealed to the extent of such conflict.

SECTION 6. If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

SECTION 7. This Ordinance shall become effective upon its passage and publication or as otherwise provided by law.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 27th day of October, 2015.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

12. **RESOLUTIONS:**

A. Resolution No. 2015-129. Authorizing Separate Account at Liberty Bank for 2% Sales Tax.

Motion was made by Mayor Pro-Tempore Haygood accept resolution 2015-129 as stated authorizing a separate account at Liberty Bank to collect the 2% Sales tax funds. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2015-129

**A RESOLUTION AUTHORIZING OPENING A SEPARATE ACCOUNT AT
LIBERTY BANK TO RECEIVE AND ADMINISTER THE 2% SALES TAX FUNDS**

BE IT RESOLVED by the City Council of the City of Tuskegee, Alabama, that a bank account be opened at Liberty Bank in Tuskegee, Alabama to be used to receive and administer the 2% Sales Tax Funds collected as a result of Ordinance 2015-3 dated February 24, 2015.

BE IT FURTHER RESOLVED that the account shall be a special account, reserved for the sole purpose of receiving and administering the funds collected from the 2% Sales Tax for the City of Tuskegee;

BE IT FURTHER RESOLVED that the signatories on said account shall be as follows: Johnny Ford, Mayor; Lawrence F. Haygood, Jr., Mayor Pro-Tem; and James W. Harper, City Manager. Said signatories shall remain signatories for the length of their terms in their respective capacities as set forth hereinabove.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this 27th day of October, 2015.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

B. Resolution No. 2016-1. Authorizing the submittal of the pre-application for Airport improvements to FAA.

Motion was made by Mayor Pro-Tempore Haygood to accept resolution number 2016-1 as stated authorizing the submittal of the pre-application for airport improvements to FAA. Council Member Moon seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-1

WHEREAS, the City of Tuskegee is authorized to make an application in the amount of twenty nine thousand, two hundred ninety two dollars (\$29,292) for airport improvement funding assistance from the State of Alabama Department of Transportation, for the purpose of undertaking a project to make improvements at the Tuskegee Municipal Airport (Moton Field).

WHEREAS, the application be submitted for and on behalf of the City of Tuskegee by its City Manager who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City of Tuskegee.

WHEREAS, the City of Tuskegee is authorized to enter into an airport improvement funding agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, for the purpose of undertaking a project to make improvements at the Tuskegee Municipal Airport (Moton Field), with partial funding provided by the State of Alabama.

WHEREAS, the agreement be executed in the name of the City of Tuskegee for and on behalf of the City of Tuskegee by its City Manager.

WHEREAS, the authority of the City of Tuskegee to enter into contracts with the State of Alabama has been reviewed by the City of Tuskegee's attorney, and in his/her opinion, the City of Tuskegee is duly authorized to commit the City of Tuskegee to an agreement with the Alabama Department of Transportation.

NOW THEREFORE RESOLVED,

1. The City of Tuskegee shall submit an application assistance to the Federal Aviation Administration in the amount for 585,855.00 to construct a Terminal Building.
2. The City of Tuskegee hereby affirms that the local matching share of funds in the amount of twenty nine thousand, two hundred ninety two dollars (\$29,292) required for this agreement has been officially approved, placed into the City's Capital Improvement Budget and is available for expenditure upon execution of the State of Alabama's funding agreement and the start of the project.
3. The City Manager is hereby authorized and directed to execute all required application documents on behalf of the City of Tuskegee; and is authorized to take other necessary action (s) as may be required to implement the project with all due speed in the event of funding approval.

BE IT FURTHER RESOLVED, that the above and foregoing is true and correct.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama, this the 27th day of October 2015.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

C. Resolution No. 2016-2. Houston-Galveston Area Council (HGAC) Contract for bids for Fire Truck.

Motion was made by Mayor Pro-Tempore Haygood to accept and approve resolution number 2016-2 at stated authorizing the execution of the contract with HGAC to take bids for a fire truck. Council Member Lee seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

RESOLUTION NO. 2016-2

**A Resolution Authorizing the Houston – Galveston Area Council (HGAC)
Interlocal Contract for Cooperative Purchasing of a Fire Truck**

WHEREAS, the City of Tuskegee is eligible to request purchasing assistance through the Texas Interlocal Cooperation Act, Chapter 791 as made available and administered by the Houston – Galveston Area Council; and **WHEREAS**, the City of Tuskegee has determined that one of the greatest operational needs for the Tuskegee Fire Department is the acquisition of a new, fully equipped fire truck and firefighter related accessories/equipment.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Tuskegee, as follows:

1. That the City of Tuskegee shall enter into a contract with the H-GAC, Houston-Galveston Area Council for the purpose of accepting bids for the purchase of a new fire truck, fully equipped and other fire fighter related accessories; and

2. That H-GAC, Houston-Galveston Area Council on behalf of the City of Tuskegee shall obtain bids for a fully equipped fire truck and fire fighter related accessories/equipment; and
3. The City Manager is hereby authorized and directed to execute all required application documents on behalf of the City of Tuskegee; and is authorized to take other necessary actions as may be required to implement the project with all due speed in the event of funding approval.

ADOPTED AND APPROVED by the City Council of the City of Tuskegee, Alabama this 27th day of October, 2015.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

James W. Harper, City Manager

- D. Resolution No. 2016-3. Expressions of Sympathy for the loss of George Washington Carver Elementary School Student, Bissiah Hedges, deceased.

Motion was made by Mayor Pro-Tempore Haygood to accept the resolution as stated expressing sympathy for the loss of George Washington Carver Elementary Student, Bissiah Hedges, deceased. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

13. **CITY ATTORNEY'S REPORT.**

Attorney Gray stated that he prepared various ordinances; and he continually on a regular basis stays in contact with the City Manager, the City Clerk and other various dept. heads with respect to claims as well as the litigated and non-litigated cases of the City. Atty. Gray stated that he also reviewed a contract between Head Start and the owner of the trailers at Lewis Adams Center. Head Start had been renting the trailers for a long time and Head Start will be buying the trailers for \$1.00 at the execution of the contract. Atty. Gray stated that he would be happy to answer any questions from the Council Members.

14. **OTHER BUSINESS.**

Motion was made by Council Member Moon authorizing a letter of commendations to Dr. Ronald A. Crutcher, the husband of Dr. Betty Neal Crutcher on being inaugurated as the 10th president at Richmond University. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

Motion was made by Council Member Moon authorizing a letter of commendations to Thomas Calhoun, Jr., vice president of enrollment management at the University of North Alabama, on being chosen as the 22nd President of Chicago State University. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

7:46 PM Motion was made by Council Member Whitehead for Council to start the executive session. Mayor Pro-Tempore Haygood seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

8:04 PM Motion was made by Mayor Pro-Tempore Haygood for Council to end the executive session. Mayor Ford seconded the motion and all members voted aye. Mayor Ford declared the motion carried.

There being no further matters to come before the Council at this time, Council Member Moon moved to adjourn at 8:05 PM. Mayor Ford declared the meeting adjourned.

CITY OF TUSKEGEE, ALABAMA

Johnny Ford, Mayor

ATTEST:

Fartima B. Clark, City Clerk